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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 TERRANCE D. MORTON, SR.,

Case No. 2:17-cv-01247-RFB-GWF

8 Plaintiff,

ORDER

9 v.

10 CVS HEALTH,

11 Defendant.


12 This matter is before the court on Plaintiff's failure to comply with the court's Order (ECF
13 No. 6). This matter is referred to the undersigned pursuant to 28 U.S.C. § 636(b)(1)(B) and LR IB
14 1-4 of the Local Rules of Practice.

15 Plaintiff is proceeding in this action *pro se* and he submitted a complaint on May 3, 2017
16 and an amended complaint on May 23, 2017. *See* Compl. (ECF Nos. 1-1, 3). The court issued a
17 screening order (ECF No. 4) granting Plaintiff permission to proceed *in forma pauperis* and
18 screening the complaint pursuant to 28 U.S.C. § 1915(e). The undersigned found that Plaintiff's
19 complaint failed to state a valid claim and allowed him until July 25, 2018, to file an amended
20 complaint. The screening order warned Plaintiff that a failure to file an amended complaint
21 addressing the deficiencies explained by the court would result in a recommendation to the district
22 judge that this case be dismissed. On December 17, 2018, Plaintiff filed a second amended
23 complaint. ECF No. 5. On March 7, 2019, the Court issued a screening order and found that
24 Plaintiff's second amended complaint failed to cure the deficiencies identified in its previous
25 screening order. The Court allowed Plaintiff until April 8, 2019 to file a third amended complaint.
26 To date, Plaintiff has failed to file an amended complaint. Accordingly,

27 **IT IS HEREBY ORDERED** that Plaintiff is directed to show cause, in writing, no later
28 than **May 31, 2019**, why this matter should not be dismissed for failure to file an amended

1 complaint. Plaintiff may file his amended complaint no later than **May 31, 2019** and no further
2 response would be required. Failure to timely respond to this Order to Show Cause shall result in
3 a recommendation to the district judge that this case be dismissed.

4 Dated this 23rd day of May, 2019.

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7 GEORGE FOLEY, JR.
8 UNITED STATES MAGISTRATE JUDGE
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